

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 22, 1949
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Glass presiding.

Roll Call:

Present: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Absent: None

Present also: Guiton Morgan, City Manager; Trueman E. O'Quinn, City Attorney;
C. G. Levander, Director of Public Works; John Eckert, Building Inspector;
R. D. Thorp, Chief of Police.

The Minutes were read; and upon motion of Councilman Johnson, duly seconded, were approved by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

MRS. J. C. CROSLIN appeared before the Council, submitting a petition signed by sixteen property owners in the 500 and 600 Block of West 12th Street in protest of the ordinance restricting parking in this block, which ordinance was passed on September 8th. She stated that with all the cars removed, there was quite a bit of speeding on this street now, and that the residents were greatly inconvenienced in not having a place for their own cars. The Council instructed the City Manager to ask the Police Department to make a recheck of this area and see if the passage of this ordinance is going to be of great advantage, and also to patrol this area for speeding.

MRS. LOTS FUGLER, American Gold Star Mothers, appeared with MRS. JOHNNIE MASSEY, seeking a site for a memorial to the boys of Travis County and Austin who were lost in World War II. She outlined the objectives of the organization as to preserve peace, commemorate the memory of their sons, and to serve, and she listed the services performed in hospitals, etc. MRS. FUGLER asked for the site at the head of Congress Avenue for this memorial, and stated other cities had placed their memorials in the down-town busiest sections; and if this location were not granted due to its creating a traffic hazard, she asked for another location. It was brought out in discussion that this statue might cause an ad-

ditional traffic hazard, and the Mayor stated the memorial was of such tremendous importance that the selection of its site should have very serious consideration. The park-way triangle on 11th Street was suggested as a site--11th and Colorado; and also a site in Zilker Park. It was brought out that it would be more impressive if the statue were set off with beautiful shrubbery and lighting so that people could have time to read the names and inscriptions, etc., than to have it at a busy part of town where people passed it so many times each day that it would lose its significance. More study will be made, and the Council stated it would go into the traffic angle, and study other locations, and do everything it could to help select a site that would do it justice and do the cause justice.

Petition submitted by W. H. McCLANAHAN and H. G. WEST, with twenty-seven signatures, was received by the Council. The petition asked for a large light and the corner of Oltorf, Euclid and College Streets. The City Manager was instructed to see if these were listed for installation this year, and the petition referred to the City Manager for attention.

With reference to bids on the Indian Trail pavement, the City Manager submitted the following memorandum, and recommended that the low bid of McKown & Sons of \$11,264.30 be accepted:

"September 20, 1949

"Bids were received today for the construction of pavement and curb and gutter on Indian Trail from East property line of Vista Lane to West property line of Sharon Lane, and on Newfield Lane from South property line of Palma Plaza to South property line of Enfield Road.

"McKown & Sons bid \$11,264.30 and Collins Construction Company \$13,757.20. McKown & Sons bid was low and I recommend that they be awarded the contract.

(S) C. G. Levander"

The City Manager stated the bid of McKown & Sons was \$899.70 under the City's estimate. Councilman Johnson moved that MCKOWN & SONS be awarded the contract at the low bid of \$11,264.30. The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The City Manager submitted a list of storm sewers which he recommended as being constructed, but he wanted the Council's opinion as to whether or not these were the ones the Council thought were the most important, before plans and specifications were drawn up. He stated these were about 10% of those needed, and that these locations were in various parts of the city and would tie in with the present and immediate program of paving. The list submitted is as follows:

Pressler Street - from 6th Street north	\$ 5,500.00
Leona Street - from culvert south of Rosewood Avenue south to Dotson School	5,000.00

Willow Street - from Comal Street to Chalmers Avenue	\$ 9,000.00
Bridle Path, Meadowbrook Drive and Clear- view Drive - from Exposition Boulevard to Mountainview Rd.	15,000.00
Dillman Street and easements - from Enfield Road to Cherry Lane	6,000.00
Duval Street with laterals - from Waller Creek to 51st Street	50,000.00
Kenwood Avenue - from The Ramble to Woodland Street	5,500.00
Easements north of 45th Street from Avenue C to Waller Creek	3,000.00
Concho Street easements and Chalmers Avenue from 7th Street to 11th St.	<u>10,000.00</u>
Total Estimated Cost	\$109,000.00

Councilman Long moved that the recommendation of the City Manager be followed and the listed storm sewers be approved and plans and specifications drawn up. The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The City Manager submitted the following drainage structures which are needed and should be constructed at the earliest opportunity for the approval of the Council:

Koenig Lane at Arroyo Seca	\$ 8,000.00
Koenig Lane - about 200 feet west of Woodrow Avenue	2,000.00
Speedway - at Waller Creek north of 45th Street	12,000.00
Cherrywood Road at Clarkson Avenue	<u>10,000.00</u>
Total Estimated Cost	\$ 32,000.00

Councilman Long moved that the Council follow the recommendation of the City Manager and approve the locations for drainage structures. The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in COLFAX AVENUE, from Bowling Green to Hathaway Drive, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said COLFAX AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(2) A gas main in HATHAWAY DRIVE, from Colfax Avenue northerly 103 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said HATHAWAY DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(3) A gas main in CULLEN AVENUE, from Arroyo Seca westerly 612 feet, the centerline of which gas main shall be 5 feet south of and parallel to the north property line of said CULLEN AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(4) A gas main in WILLOWBROOK DRIVE, from East 40th Street southerly 517 feet, the centerline of which gas main shall be 1 foot west of and parallel to the east property line of said WILLOWBROOK DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(5) A gas main in GUNTER STREET, from a point 154 feet south of Govalle Avenue southerly 162 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet east of and parallel to the west property line of said GUNTER STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(6) A gas main in NEAL STREET, from Gunter Street westerly 642 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said NEAL STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(7) A gas main in CHERICO STREET, from Neal Street southerly 301 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said NEAL STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(8) A gas main across GRAYSON LANE at a point 28 feet north of and parallel to Banton Road.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(9) A gas main in GRAYSON LANE, from a point 28 feet north of Banton Road southerly to Basford Road, the centerline of which gas main shall be $7\frac{1}{2}$ feet east of and parallel to the west property line of said GRAYSON LANE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(10) A gas main in BASFORD ROAD, from Grayson Lane to East $38\frac{1}{2}$ Street, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said BASFORD ROAD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(11) A gas main in EAST 13th STREET from Walnut Avenue westerly 105 Feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said EAST 13th STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(12) A gas main in EAST 11th STREET, from Angelina Street westerly 85 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said EAST 11th STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(13) A gas main in ALAMEDA DRIVE, from a point 235 feet north of Alta Vista Avenue northerly 75 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said ALAMEDA DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(14) A gas main in NEW YORK AVENUE from a point 194 feet west of Cedar Avenue westerly 51 feet, the centerline of which gas main shall be $6\frac{1}{2}$ feet south of and parallel to the north property line of said NEW YORK AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(15) A gas main in LERALYNN STREET, from Zennia Street northerly 108 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said LERALYNN STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(16) A gas main in EAST 13th STREET, from a point 49 feet west of Coletto Street easterly 82 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST 13TH STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(17) A gas main in COLETO STREET from East 13th Street southerly 152 feet, the centerline of which gasmain shall be 6.5 feet west of and parallel to the east property line of said COLETO STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(18) A gas main in WEST 32ND STREET, from a point 16 feet west of Oakmont Boulevard westerly 70 feet, the centerline of which gas main shall be 7.5 south of and parallel to the north property line of said WEST 32nd STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(19) A gas main in CHARLOTTE STREET, from a point 73 feet north of West 10th Street northerly 84 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said CHARLOTTE STREET.

Said gasmain described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(20) A gas main in CANION STREET, from a point 80 feet east of Guadalupe Street easterly 103 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said CANION STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(21) A gas main in WEST MILTON STREET, from West 3rd Street easterly 232 feet, the centerline of which gasmain shall be 7.5 feet south of and parallel to the north property line of said WEST MILTON STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(22) A gas main in ALAMEDA DRIVE, from Sunset Lane southerly 108 feet, the centerline of which gas main shall be 20 feet east of and parallel to the west property line of said ALAMEDA DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(23) A gas main in WOODROW AVENUE, from Alegria Road to Arcadia Avenue, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said WOODROW AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(24) A gas main in ARCADIA AVENUE, from Woodrow Avenue to Grover Avenue, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said ARCADIA AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(25) A gas main in ROMERIA DRIVE, from Woodrow Avenue to Arroyo Seca, the centerline of which gas main shall be 5 feet south of and parallel to the north property line of said ROMERIA DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(26) A gas main in EAST 13TH STREET from a point 173 feet east of San Bernard Street westerly 30 feet, the centerline of which gas main shall be 22 feet north of and parallel to the south property line of said EAST 13TH STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(27) A gas main in EAST 14TH STREET, from a point 144 feet west of Salina Street westerly 173 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST 14TH STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(28) A gas main in EAST 4TH STREET, from Pleasant Valley Road easterly 186 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST 4TH STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(29) A gas main in PAYNE AVENUE, from a point 608 feet east of Woodrow Avenue easterly 530 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said PAYNE AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(30) A gas main in CUMBERLAND ROAD, from a point 57 feet east of Wilson Street easterly 114 feet, the centerline of which gasmain shall be 6 feet south of and parallel to the north property line of said CUMBERLAND ROAD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(31) A gas main in AIRPORT BOULEVARD across East 51st Street intersection, the centerline of which gas main is to be the east right-of-way line of AIRPORT BOULEVARD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(32) A gas main in AIRPORT BOULEVARD from East 51st Street southerly 88 feet, the centerline of which gas main shall be 9 feet west of and parallel to the east property line of said AIRPORT BOULEVARD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

The Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Director of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 12(b) OF ARTICLE III RELATING TO STOP SIGN LOCATIONS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilman Johnson moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the second time, and Councilman Johnson moved that the rule be suspended and the ordinance passed to its third reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the third time, and Councilman Johnson moved that the ordinance be finally passed. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Guiton Morgan, City Manager, be and he is hereby authorized and directed to execute a quitclaim deed to S. Razor, and his successors in title, quitclaiming any interest of the City of Austin in Lot 50 of Duval Heights, in Austin Travis County, Texas, according to the map or plat of said subdivision of record in Book 2 at page 189 of the Plat Records of Travis County, Texas.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, J. M. Odom, owner of a portion of Lots 9, 10, 11, Block 1 of Raymond's Plateau, a subdivision of a portion of Outlot 11, Division Z within the City of Austin, Travis County, Texas, which property is located at the northwest corner of West 5th Street and Bowie Street, has made application to the City of Austin for permission to construct commercial driveways across the west sidewalk area of Bowie Street adjacent to the above described property; and

WHEREAS, a plan has been prepared showing the location of said driveways, which plan is hereto attached marked 2-H-971 and made a part hereof; and

WHEREAS, the aforementioned driveways will serve the proposed U. S. Parcel Post Building; and

WHEREAS, the construction of the new Parcel Post Building will alleviate a bad traffic condition at their present location at West 6th Street and Colorado Street; and

WHEREAS, said request and plan has been reviewed and considered by the City Council of the City of Austin; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT, J. M. Odom, owner of a portion of Lots 9, 10, 11, Block 1 of Raymond's Plateau, a subdivision of a portion of Outlot 11, Division Z, within the City of Austin, Travis County, Texas, which property is located at the northwest corner of West 5th Street and Bowie Street, is hereby permitted to construct commercial driveways across the west sidewalk area of Bowie Street adjacent to the above described property subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints as shown on the plan marked 2-H-971 which plan is hereby attached and made a part of this resolution and further subject to the condition that all concrete curb, ramp and driveway construction done within the City streets is to be done by a bonded sidewalk contractor under the direction and supervision of the Director of Public Works of the City of Austin and in accordance with lines and grades furnished by the Department of Public Works of the City of Austin.

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman MacCorkle introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED

BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY AMENDING SECTION 2, BY ADDING A NEW DEFINITION ENTITLED "BOULEVARD STREET"; AMENDING SECTION 17 SO AS TO ADD A NEW PARAGRAPH NUMBERED 17A, ENTITLED "FIFTH HEIGHT AND AREA DISTRICT"; AND EXPRESSLY REPEALING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL JUNE 23, 1949, AND RECORDED IN ORDINANCE BOOK "O", PAGES 207-209; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the second time, and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the third time, and Councilman Long moved that it be finally passed. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman Long introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE HEIGHT AND AREA DESIGNATION FROM ITS PRESENT HEIGHT AND AREA DISTRICT TO FIFTH HEIGHT AND AREA DISTRICT CERTAIN DESCRIBED LOTS, PARCELS OF LAND AND ACREAGE WHICH ABUT ON THE INTERREGIONAL HIGHWAY, EAST SEVENTH STREET AND LAMAR BOULEVARD, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE HEIGHT AND AREA MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; EXPRESSLY REPEALING CERTAIN ORDINANCES PASSED BY THE CITY COUNCIL JUNE 23, 1949, RECORDED IN BOOK "O", PAGES 214-216; JULY 7, 1949, RECORDED IN BOOK "O", PAGES 228-230; AND AUGUST 11, 1949, RECORDED IN BOOK "O", PAGES 248-250: OF THE ORDINANCE RECORDS OF THE CITY OF

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AUSTIN; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN
CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilman MacCorkle moved that the rule be suspended and the ordinance passed to its second reading. The motion duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the second time, and Councilman MacCorkle moved that the rule be suspended and the ordinance passed to its third reading. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the third time, and Councilman MacCorkle moved that the ordinance be finally passed. The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the Southeast intersection of West 34th Street and Lamar Boulevard, which property fronts 95.81 feet on West 34th Street and 110 feet on Lamar Boulevard and is known as a portion of Lots 9, 10 and 11, Block 5 of the Penn Subdivision of Outlot 75, Division D, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and hereby authorizes the said Humble Oil and Refining Company to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the same being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained, if, after hearing, it is found by the City Council that the said Humble Oil and Refining Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

Which motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Drake offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the following named persons owed delinquent taxes to the City of Austin, and

WHEREAS, the City Assessor and Collector has collected the amounts shown herein for the years indicated:

J. D. Carroll	1942-43	\$ 12.76
Mac L. Coker	1944-46	11.49
Robert Lucas	1946	6.00
Jesse C. Gartman, Jr.	1941-42	3.10
Thomas W. Shetlan	1945-46	1.49
Tom Castillo	1946	2.75
T. E. Burke	1943-46	25.80
H. H. Hendrix	1945-46	3.51
F. W. Vickers, Jr.	1939	2.81
William B. Carssow	1946	5.75
H. W. Wheeler	1947	2.76
Mary Genevieve Barge	1944	5.64
Lewis M. Couch	1946	4.50
Jack Carlson	1940-42	26.81
Henry Barnhouse, Jr.	1941-42, 1946	13.27
W. Charles Bell	1945	3.88
Ray Stone	1942	3.22
B. P. Miles	1941-42	4.13
Alfred E. Wilkinson	1942-45	11.27
		<u>11.27</u>
		\$ 150.94

and

WHEREAS, on the above accounts penalties and interest in the sum of \$21.56 was collected;

THEREFORE, be it resolved by the City Council that the Tax Assessor and Collector be and he is hereby authorized and directed to clear the above accounts as paid for all years indicated.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

With regard to the resolution clearing certain tax accounts, it was discussed to discontinue this after January 1st, as all veterans would have had time to clear up any old taxes by this time. The City Council instructed the City Manager to inform the Tax Department to discontinue this after January 1, 1950.

MAYOR GLASS brought up the question of paving 45th Street in 1950. He asked the City Manager to check with the Engineering Department to see if it could be included in next year's paving program.

COUNCILMAN MacCORKLE stated in the budget preparing, a study of the present retirement system should be made and brought up to date and included in the budget for next year. He stated also he would like to see the various city employees attending the National meetings of their departments, as they might contribute something and also pick up some good ideas. He stated Chief Thorp had just attended the Police Association in Dallas, and he felt these meetings would be very helpful, and the employees should attend. He stated also careful consideration should be given all personnel and not just a few at the top. He felt perhaps a reclassification might be in order; but probably there would not be enough time for that to be studied carefully enough in order to include a complete reclassification for next year's budget. Councilman MacCorkle stated his suggestions were not at all critical, but constructive, and a desire to keep up to date on retirement, personnel, etc. The City Manager stated that in the classification of employees with respect to salary, the length of service with the City had something to do with the amount of salary. He stated a study was being made of the retirement system, and was not completed as yet, but would be soon. MAYOR GLASS stated he would like to see the City keep up to date on retirement, personnel, etc., and he stated Austin has had some very far-sighted people on the Council and as City Manager, because of the efficient operation that enabled Austin to sell the bonds as they did; and he further stated Austin was one of the first cities to put in a city-wide pension plan for the employees. He felt that the people of Austin wanted the employees to have a reasonably good living and pension plan and good returns in service.

REVEREND HOLLAND, Pastor of the Sweet-Home Baptist Church, appeared before the Council asking that the City do something about the drainage on West 10th and West 11th Streets; as when big rains came, water went over the street, and he feared the safety of the pre-school children who were attending the Community Center programs. He stated the City did fill in after every rain, but the next rain would flood that away. The Council referred this matter to the Engineering Department to see if easements could be obtained to run the storm sewer past this section to take care of this.

REV. HOLLAND asked for equipment, stating there was no playground there, other than at the Community Center; and as this was a small populated area, no playground was contemplated; but they would like to have some balls and bats, footballs and suits, etc. He stated juvenile delinquency in this area had run high before the

establishment of the Community Center, but it was very low now, and they were trying to help these young children, and asked for this play equipment. This matter was referred to the Recreation Department.

REV. HOLLAND in this third request, asked for help in locating an extension location for his placement center. He stated domestic help was trained at the Community Center; and before others were sent out for employment, it was necessary for them to come for interviews, and they would have to come from East Austin. He asked for a location in the east part of town. The Council informed him there would be no city-owned property available; but perhaps he could use some church property in that part of town.

The following applications for changes of zoning were advertised for public hearing at 2:30 P.M., this date:

<u>N. O. CRUMLEY</u>	910 West Mary Street	From "A" Residential To "C" Commercial RECOMMENDED By the Zoning Board of Adjustment
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Mr. CRUMLEY appeared in his own behalf and there was no one appearing in opposition. Councilman Long moved that the Council follow the recommendation of the Zoning Board and grant the requested change, and instruct the City Attorney to prepare the necessary ordinance. The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

<u>WM. WAYNE HUFF</u>	2508-10 Indian Trail	From "A" Residential To "B-1" Residential NOT Recommended by the Zoning Board of Adjustment
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MR. W. LEWIS appeared representing Mr. Huff, stating that he wanted to construct a quadruplex on these lots. He stated as it was now, he could construct two duplexes; but due to there being some beautiful trees on the lot, he could save them by constructing a quadruplex. MR. TOM GRAHAM stated in Mr. Huff's behalf, that this property was adjacent to a Community center and would be an ideal break between the Community Center and the residential section. Some adjoining property owners appeared in favor of the change, stating one large building would look so much better than two smaller ones. No one appeared in opposition. Councilman Drake moved that the Council overrule the recommendation of the Zoning Board and grant the requested change. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The application of ARTHUR J. SEPEDA, 1110 East 11th Street, from C-1 Commercial to "C-2" Commercial, advertised for this date, was withdrawn by his attorneys, Mr. KUKENDALL and KENNETH LAMPKIN.

Councilman Long moved that the following application for change of zone be referred to the Zoning Board for consideration and recommendation:

KNIGHTS OF COLUMBUS, by		From "B" Residential
Edward Joseph, President	108 West 14th Street	To "C" Residential

The motion, duly seconded, carried by the following vote:

Ayes: Councilmen Drake, Long, Johnson, MacCorkle, Mayor Glass

Noes: None

There being no further business, upon motion of Councilman Johnson, duly seconded, and unanimously voted, the meeting recessed subject to the call of the Mayor.

APPROVED: Taylor Glass
Mayor

ATTEST:

Elin Woolley
Acting City Clerk